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Our File No. 68637 FPG

**UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEW JERSEY**

SCOTTSDALE INSURANCE COMPANY

Plaintiff,

V.

SOMERVILLE FIDELCO ASSOCIATES,
L.P. AND BADGER ROOFING CO.,
INC.

Defendants

AND

SOMERVILLE FIDELCO ASSOCIATES,
L.P.

Third Party Plaintiffs

V.

QUINCY MUTUAL FIRE INSURANCE
COMPANY, AMERICAN HOME
ASSURANCE COMPANY

Third Party Defendants

CIVIL ACTION NO.: 3:07-CV-02763
(AET) (TJB)

Civil Action

**ORDER GRANTING SUMMARY
JUDGMENT**

THIS MATTER having been brought before the Court on the
Motion of Methfessel & Werbel attorneys for defendant, Quincy Mutual
Fire Insurance Company for an Order for Summary Judgment dismissing

the plaintiff's Complaint and any and all Crossclaims, and the Court having considered the matter and for good cause shown;

IT IS on this day of , 2009;

ORDERED that Summary Judgment dismissing Somerville Fidelco's Third Party Complaint and any and all Crossclaims be and is hereby granted in favor of the defendant, Quincy Mutual Fire Insurance Company; and it is further

ORDERED that Quincy Mutual Fire Insurance Company has no duty to defend, indemnify or reimburse Somerville Fidelco for any claims brought against it by Bristol Meyers as a result of the roofing work and asbestos contamination at the property 76 Fourth Street, Somerville, New Jersey; and it is further

ORDERED that a copy of this Order be served on all counsel within days of the date hereof.

J.S.C.

() Opposed
() Unopposed